

ADOPTED BY
NOV 19 2001
COUNCIL

Entered - 5-19-00 - sb
CL 00L0315 ALEXIS HOLMES

01-R-1852

CLAIM OF: **NICHOLAS A. LOTITO**
1055 Alta Avenue, NE
Atlanta, Georgia 30307

For vehicular damages alleged to have been sustained as a result of driving over a pothole in the road on April 9, 2000 at Colquitt Avenue West of Euclid Avenue.

BY PUBLIC SAFETY AND
LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **NICHOLAS A. LOTITO** the sum of **\$846.03** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for vehicular damages alleged to have been sustained as a result of driving over a pothole in the road on April 9, 2000 at Colquitt Avenue West of Euclid Avenue as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD
CITY ATTORNEY

BY: *Rosalind Rubens Newell*
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

FAVORABLE REPORT

COMM: _____

DATE **NOV 19 2001**

CHAIR: *C. T. M.*

Chela Henderson

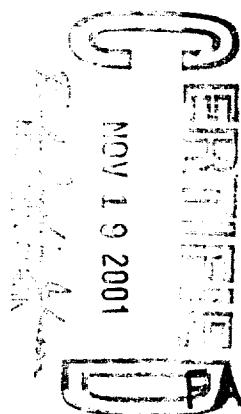
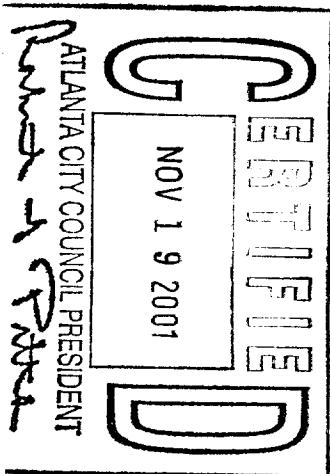
Shannon

C. Wood

APPROVED

NOV 28 2001

WITHOUT SIGNATURE
BY OPERATION OF LAW



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

01-R-1852

A RESOLUTION

**BY PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE**

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **Nicholas A. Lotito** in the sum of **\$846.03** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a result of **driving over a pothole in the road on April 9, 2000 at Colquitt Avenue West of Euclid Avenue** as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

Shanda Daughin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

NOV 19, 2001

NOV 28, 2001

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0315

Date: 11/2/01

Claimant /Victim NICHOLAS A. LITITO
BY: (Atty)(Ins.) _____
Address: 1055 Atlanta Avenue, NE Atlanta, Georgia 30307
Subrogation: _____ Claim for Property damage \$ 846.03 Bodily Injury \$ _____
Date of Notice: 4/20/00 Method: Written, proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 4/9/00 Place: Colquitt Avenue West of Euclid Avenue
Department Public Works Division: Street Operations
Employee involved _____ Disciplinary Action: _____

NATURE OF CLAIM: The claimant sustained damages to his vehicle after it was driven over a large pothole in the roadway incurring damages in the above amount.

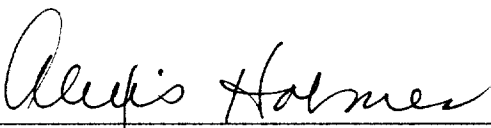
INVESTIGATION:

Statements: City employee _____ Claimant X Other X Written _____ Oral _____
Pictures _____ Diagrams _____ Reports: Police _____ Dept Report _____ Other X
Traffic citations issued: City Driver _____ Claimant Driver _____
Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

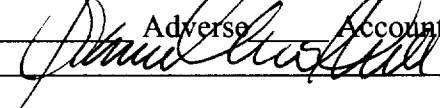
Function: Governmental _____ Ministerial X
Improper Notice _____ More than Six Months _____ Other X Damages reasonable X
City not involved _____ Offer rejected _____ Compromise settlement _____
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,



INVESTIGATOR - ALEXIS HOLMES

RECOMMENDATION:

Pay \$ 846.03 Adverse _____ Account charged: 1A01 X 2J01 _____ 2H01 _____
Claims Manager:  Concur/date 11-02-01
Committee Action: _____ Council Action _____

RCS# 3296
11/19/01
5:15 PM

Atlanta City Council

Regular Session

MULTIPLE

Favorable Claims; Public Safety Items
1 through 18
ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 3

Y McCarty	B Dorsey	Y Moore	Y Thomas
B Starnes	Y Wooldard	Y Martin	Y Emmons
Y Bond	B Morris	Y Maddox	Y Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

01-R-1809
01-R-1810
01-R-1811
01-R-1812
01-R-1913
01-R-1814
01-R-1815
01-R-1816
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01-R-1819
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01-R-1821
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01-R-1823
01-R-1824
01-R-1825
01-R-1852
01-R-1854

MULTIPLE